

KANEKO.008AUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Naoto Hirota ) Group Art Unit 2871  
Serial No. : 10/657,470 )  
Filed : September 8, 2003 )  
For : COLOR ACTIVE MATRIX TYPE )  
VERTICALLY ALIGNED MODE )  
LIQUID CRYSTAL DISPLAY AND )  
DRIVING METHOD THEREOF )  
Examiner : Michael H. Caley )

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Hon. Commissioner of Patents  
Alexandria, VA 22313-1450

Dear Sir:

This is to petition under 37 C.F.R. 1.181 to withdrawing the holding of abandonment stated in the Notice of Abandonment dated August 4, 2009. Notice states that the applicant failed to respond to the office action (09/28/2008) within the time period. The applicant respectfully submits that the response to the office action was timely filed on March 24, 2009 with payment of 3-month extension fee. A copy of the return post card, transmittal with the certificate of mailing and the response dated March 24, 2009 from the applicant's file is enclosed herewith.

Respectfully submitted,

MURAMATSU & ASSOCIATES

Dated: 10/5/2009

By: *Yasuo Muramatsu*  
Yasuo Muramatsu  
Registration No. 38,684  
Attorney of Record  
114 Pacifica, Suite 310  
Irvine, CA 92618  
(949) 753-1127

PTT-KN08.001/100409



## Notice of Abandonment

Application No.

10/657,470

Applicant(s)

HIROTA, NAOTO

Examiner

Michael H. Caley

Art Unit

2871

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

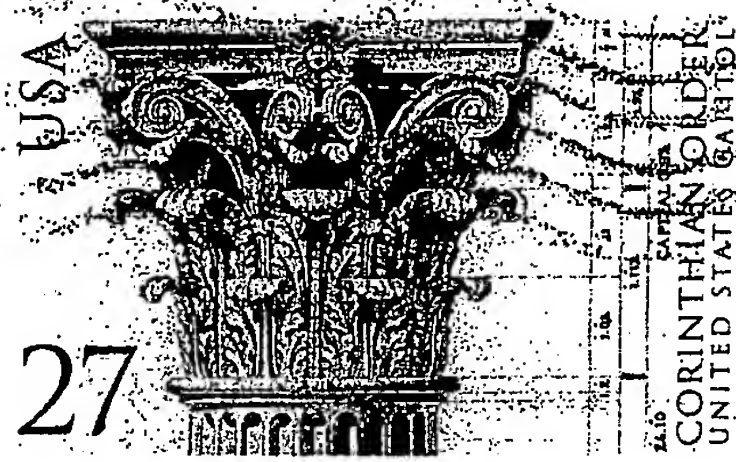
1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 26 September 2008.
  - (a) ☒ A reply was received on 04 June 2009 (with a Certificate of Mailing or Transmission dated 26 May 2009), which is after the expiration of the period for reply (including a total extension of time of 3 month(s)) which expired on 3/26/09.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

See Attached.

/Michael H. Caley/  
Primary Examiner, Art Unit 2871

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

Return Post Card



Muramatsu & Associates  
114 Pacifica, Suite 310  
Irvine, CA 92618



(X) Return Postcard

Utility/Design Patent (amend/final amend)

Date: 3/24/09

Recorded in the USPTO on the date stamped herein via:

Docket #: KAN2/KO. 008 Amf O.A. Date:

A/N #: 10/651470 Exr: Michael Caley Art Unit: 2891

Applicant: Nagata Hiroaki

Title: COLORED ACTIVE MATRIX TYPE VERTICAL

(X) Transmittal (X) Amendment 46 pgs. ( ) Small entity statement(s)

(X) 3 Mo. Ext. of Time ( ) Submission of Formal Drawings Transmittal

( ) Req. for drawing changes, marked in Red \_\_\_\_\_ pgs of Drawings

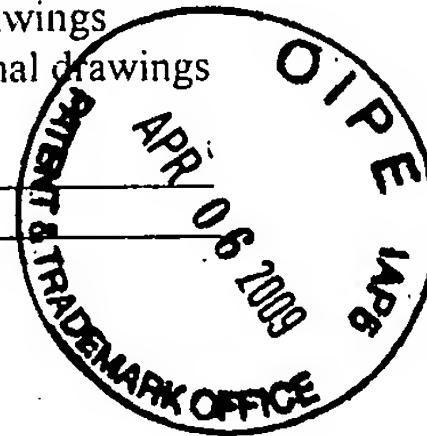
( ) Info. Disclosure Statement w/ \_\_\_\_\_ refs. ( ) pgs of formal drawings

(X) \$ 555 Check for Amendment ( ) Issue fee transmittal

( ) \$ \_\_\_\_\_ Issue fee soft copies ( ) \_\_\_\_\_

( ) \_\_\_\_\_ ( ) \_\_\_\_\_

(X) Return Postcard





File copy

YASUO MURAMATSU  
62 TESSERA AVE. 949-470-1672  
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90-7162/3222  
1773792172

DATE 3/24/09

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MEMO KAN 2 KO. 008 Ans  
Yasuo Muramatsu MP

Utility/Design Patent (amend/final amend)  
Recorded in the USPTO on the date stamped hereon via:  
Docket #: KAN 2 KO. 008 Ans O.A. Date: 3/24/09  
AN #: 10/651470 Exr: Michael Coley Art Unit: 2891  
Applicant: Nagato Hikaru  
Title: COLOR ACTING MATRICES TYPE VERTEX  
☒ Transmittal ☒ Amendment 40 pgs. ☐ Small entity statement(s)  
☒ 3 Mo. Ext. of Time ☐ Submission of Formal Drawings Transmittal  
☐ Req. for drawing changes, marked in Red      pgs of Drawings  
☐ Info. Disclosure Statement w/      refs. ☐ pgs of formal drawings  
☒ \$ 555 Check for Amendment ☐ Issue fee transmittal  
☐ \$      Issue fee soft copies ☐  
☐ \$      ☐